

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF TEXAS  
BROWNSVILLE DIVISION**

**CARLOS MARTINEZ,**  
**Plaintiff,**

**v.**

**SPACE EXPLORATION  
TECHNOLOGIES CORP a/k/a SPACEX,**  
**Defendant.**

§  
§  
§  
§  
§  
§  
§  
§

**Civil Action No.: 1:22-cv-85**

**JOINT MOTION TO EXTEND DEADLINES**

TO THE HONORABLE UNITED STATES DISTRICT JUDGE:

NOW COME Plaintiff Carlos Martinez and Defendant Space Exploration Technologies Corp. (“Defendant” or “SpaceX”), by and through their respective counsel of record, and file this Joint Motion to Extend Deadlines, respectfully showing the Court as follows:

As noted in Defendant’s Original Answer (*see* Def.’s Orig. Ans. [Dkt. # 1-3] at 1 n.1) and Notice of Removal (*see* Notice of Removal [Dkt # 1] at 1 n.1), Plaintiff agreed to resolve all claims that he had against Defendant related to or arising out of his employment by way of final and binding arbitration. Defendant has conferred with Plaintiff’s counsel regarding Defendant’s proposed Motion to Compel Arbitration, and Plaintiff’s counsel is not opposed to the filing of the Motion. Defendant anticipates that its Unopposed Motion to Compel Arbitration, along with a proposed Agreed Order, will be filed with the Court this week.

Pursuant to the Court’s Order Setting Conference, the Parties are scheduled to appear for an initial pretrial conference on August 16, 2022. (Dkt. # 7, ¶1). Consequently, the Parties’ deadline to file a joint case management plan is today, August 2, 2022. *Id.* at ¶4.

Because the Parties anticipate that Defendant’s Unopposed Motion to Compel Arbitration will soon be granted by the Court, and that it will be unnecessary for further proceedings in this

Court following entry of such Agreed Order, the Parties have conferred and request that the Court extend the deadlines for the initial pretrial conference and all corresponding deadlines identified in the Order Setting Conference by 30 days to allow Defendant to file its Unopposed Motion to Compel Arbitration and for the Court to consider and rule upon same. This request is not being made for purposes of delay, but in accordance with FED. R. CIV. P. 1, which advises that the Rules are to be administered in such a manner as “to secure the just, speedy, and inexpensive determination of every action and proceeding.” FED. R. CIV. PRO. 1.

WHEREFORE, the parties respectfully request that the Court extend the deadlines as requested above.

DATED: August 2, 2022

Respectfully submitted,

/s/ Daniel E. Vargas

**Daniel E. Vargas, Attorney In Charge**

TX State Bar No. 24072403

So. Dist. Bar No. 1286250

**The Vargas Law Office**

324 W. University Drive

Edinburg, TX 78539

Tel. (956)287-3743

Fax. (956)365-9771

[thevargaslawoffice@gmail.com](mailto:thevargaslawoffice@gmail.com)

**ATTORNEY FOR PLAINTIFF**

**CARLOS MARTINEZ**

/s/ Ramon D. Bissmeyer

**Ramon D. Bissmeyer, Attorney In Charge**

TX State Bar No. 00787088

So. Dist. Bar No. 17446

**Kelly E. Preston**

TX State Bar No. 24092912

So. Dist. Bar. No. 3110232

**Dykema Gossett, PLLC**

112 E. Pecan Street, Suite 1800

San Antonio, Texas 78205

Telephone: (210) 554-5500

Fax: (210) 226-8395

[RBissmeyer@dykema.com](mailto:RBissmeyer@dykema.com)

[KPreston@dykema.com](mailto:KPreston@dykema.com)

**ATTORNEYS FOR DEFENDANT**

**SPACE EXPLORATION TECHNOLOGIES  
CORP.**

**CERTIFICATE OF SERVICE**

I hereby certify that on August 2, 2022, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following, and served it on the following counsel of record via email as indicated below:

Mr. Daniel E. Vargas  
**The Vargas Law Office**  
324 W. University Drive  
Edinburg, Texas 78539  
Email: [thevargaslawoffice@gmail.com](mailto:thevargaslawoffice@gmail.com)

/s/ *Ramon D. Bissmeyer*  
**Ramon D. Bissmeyer**